

2673



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October 23, 2003

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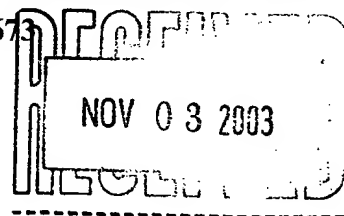
PETER G. SCHAAF

(RETIRED)

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OCT 29 2003

Technology Center 2600



Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Re: **Applicant:** Pamela M. Baughman
Application#: 09/944,491
Filed: August 27, 2001

Group No. 2673

Dear Sir:

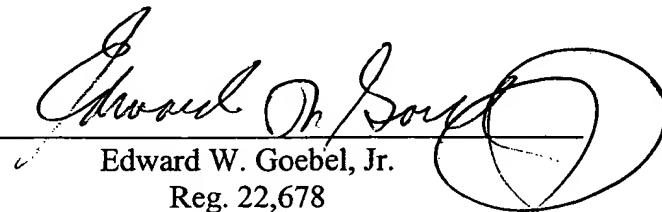
Enclosed are corrected documents regarding the subject patent application as follows:

- Power of Attorney by Assignee of Entire Interest (Revocation of Prior Powers) signed by Pamela A. Baughman, President & CEO of Carba Fire Technologies, Inc., appointing the undersigned to prosecute and transact all business.
- Statement Under 37 C.F.R. §3.73(b) - Establishing Right of Assignee to Take Action, also signed by Pamela A. Baughman, President & CEO of Carba Fire Technologies, Inc.
- Confirmation postcard to be returned showing your receipt of same.

We originally sent these documents to you on October 7, 2003 but the application number was listed incorrectly. Please note that the above documents now have the correct application number. If you have any questions regarding the foregoing, please contact me.

Very truly yours,

MacDONALD, ILLIG, JONES & BRITTON LLP

By 
Edward W. Goebel, Jr.
Reg. 22,678

ERREN JONES
D W. GOEBEL, JR.
(AT. ATTORNEY)
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BROWN
AFT
(ADMITTED IN NY)
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LISA SMITH BECK
STEVEN C. BECKMAN
THOMAS A. PENDLETON

#5



Practitioner's Docket No. 19402.0005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

☒ In re application of: **Pamela M. Baughman** Group No: **2673**
Application No: **09/944,491**
Filed: **August 27, 2001** Examiner:
For: **Wearable Ergonomic Computer Mouse**

☐ Patent No: Issued:
Inventor(s): Title:

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**POWER OF ATTORNEY BY ASSIGNEE OF ENTIRE INTEREST
(REVOCATION OF PRIOR POWERS)**

As assignee of record of the entire interest of the above identified:

- ☒ Application
- ☐ Patent

REVOCATION OF PRIOR POWERS OF ATTORNEY

all powers of attorney previously given are hereby revoked and

NEW POWER OF ATTORNEY

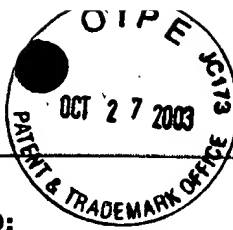
the following attorney(s) and/or agent(s) are hereby appointed to prosecute and transact all business in the Patent and Trademark Office connected therewith.

(list name and registration number)

Edward W. Goebel, Jr.	Jon L. Woodard
Reg. No: 22,278	Reg. No: 45,515

(check the following item, if applicable)

- ☐ Attached, as part of this power of attorney, is the authorization of the above-named attorney(s) to accept and follow instructions from my representative(s).

**SEND CORRESPONDENCE TO:**

Edward W. Goebel, Jr./ Jon L. Woodard
MacDonald, Illig, Jones & Britton, LLP
100 State Street
Suite 700
Erie, PA 16507-1498

DIRECT TELEPHONE CALLS TO:

814-870-7706

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Customer No: 27,101

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Carba Fire Technologies

(type or print identity of assignee of entire interest)

P. O. Box 192

Address

Lewis Run, PA 16738

☒ Recorded in PTO on 3/18/02

Reel 012739

Frame 0661

☐ Recorded herewith

ASSIGNEE STATEMENT

Attached to this power is a "STATEMENT UNDER 37 C.F.R. 3.73(b)."

Signature

Date: 10/6/03

Pamela M. Baughman

(type or print name of person authorized
to sign on behalf of assignee)

President/CEO

Title

*Note: The assignee of the entire interest may revoke previous powers and be
Represented by an attorney of his or her selection, 37 C.F.R. 1.36.*

(check the following item, if it forms a part of this power of attorney)

☐ Added page – Authorization of attorney(s) to accept and follow instructions
from representative.



Practitioner's Docket No. 19402.0005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **Pamela M. Baughman** Group No: **2673**
Application No: **09/944,491**
Filed: **August 27, 2001** Examiner:
For: **Wearable Ergonomic Computer Mouse**

Patent*:

Issue Date: _____

Reexamination No:

Issue Date: _____

Reissue:

Issue Date: _____

**Note: Insert name(s) of inventor(s) and title for patent*

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

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**STATEMENT UNDER 37 C.F.R. § 3.73(b) -
ESTABLISHING RIGHT OF ASSIGNEE TO TAKE ACTION**

CERTIFICATION 37 CFR §§ 1.8(a) and 1.10*

*(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)*

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

☒ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

☒ **37 CFR § 1.8(a)**
with sufficient postage as first class mail.

☐ **37 CFR § 1.10***
as "Express Mail Post Office to Addressee"
Mailing Label No. _____ (mandatory)

TRANSMISSION

☐ transmitted by facsimile to the Patent and Trademark Office.

Date: 10/20/03

Patty Eckman
Signature

Patty Eckman
(type or print name of person certifying)

***WARNING:**

Each paper or fee filed by Express Mail must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. § 1.10(b).

"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 55,439, at 56,442.

NOTE: 37 CFR 3.73(b) states: "When an assignee seeks to take action in a matter before the Office with respect to a patent application . . . patent, registration, or reexamination proceeding, the assignee must establish its ownership of the property to the satisfaction of the Commissioner. Ownership is established by submitting to the Office, in the Office file related to the matter in which action is sought to be taken, documentary evidence of a chain of title from the original owner to the assignee (e.g. copy of an executed assignment submitted for recording) or by specifying (e.g. real and frame number) where such evidence is recorded in the Office. The submission establishing ownership must be signed by a party authorized to act on behalf of the assignee. Documents submitted to establish ownership may be required to be recorded as a condition to permitting the assignee to take action in a matter pending before the Office."

NOTE: "Section 3.73(b) is amended to remove the sentence requiring an assignee to specifically state that the evidentiary documents have been reviewed and to certify that title is in the assignee seeking to take action. The sentence is deemed to be unnecessary in view of the amendment to §§ 1.4(d) and 10.18"

1. The assignee(s) of the entire right, title and interest hereby seek(s) to take action in the PTO in this matter.

IDENTIFICATION OF ASSIGNEE

2. Carba Fire Technologies

Name of assignee

Corporation

Type of assignee, e.g., corporation, partnership, university, government agency, etc.

PERSON AUTHORIZED TO SIGN

3. Pamela M. Baughman

(type name of person authorized to sign on behalf of assignee)

President & CEO

Title of person authorized to sign

NOTE: The Notice of April 30, 1993 (1150 O.G. 62-84) points out:
"The statement under 37 CFR 3.73(b) may be signed on behalf of the assignee in the following two manners if the assignee is an organization (e.g. corporation, partnership, university, government agency, etc.).

(1) The statement may be signed by a person in the organization having apparent authority to sign on behalf of the organization. An officer (president, vice-president, secretary, or treasurer) is presumed to have authority to sign on behalf of the organization. The signature of the chairman of the board of directors is acceptable, but not the signature of an individual director. A person having a title (manager, director, administrator, general counsel) that does not clearly set forth that person as an officer of the assignee is not presumed to be an officer of the assignee or to have authority to sign the statement on behalf of the assignee. A power of attorney from the inventors in an organization to a practitioner to prosecute a patent application does not make the practitioner an official of an assignee or empower the practitioner to sign the statement on behalf of the assignee.

(2) The statement may be signed by any person, if the statement includes an averment that the person is empowered to sign the statement on behalf of the assignee and, if not signed by a registered practitioner, the statement must be in oath or declaration form. Where a statement does not include such an averment, and the person signing does not hold a position in the organization that would give rise to a presumption that the person is empowered to sign the statement on behalf of the assignee, evidence of the person's authority to sign will be required."

(complete the following, if applicable)

- ☐ I, the person signing below, state that I am empowered to sign this statement on behalf of the assignee.

BASIS OF ASSIGNEE'S INTEREST

Ownership by the assignee is established as follows:

A.

1. ☒ An assignment from the inventor(s) of the matter identified above, which was recorded in the PTO at:

Reel 012739 Frame 0661

2. ☐ An assignment (document) separately being submitted for recordal herewith.

AND/OR

B. ☐ A chain of title from the inventor(s) to the current assignee as shown below:

1. From: _____
To: _____
Recorded in PTO: Reel _____, Frame _____
2. From: _____
To: _____
Recorded in PTO: Reel _____, Frame _____
3. From: _____
To: _____
Recorded in PTO: Reel _____, Frame _____

(check item below, and add details, if applicable)

- ☐ Additional documents in the chain of title are listed in the attached Supplemental Sheet.

COPIES OF DOCUMENTS IN CHAIN OF TITLE

(check this item, if copies are being sent)

- ☐ Copies of the assignment(s) or other document(s) in the chain of title are attached as follows:


<input type="checkbox"/> A	<input type="checkbox"/> 1	<input type="checkbox"/> 2	
<input type="checkbox"/> B	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3

Date: 10/6/03

Reg. No: 22,678


Tel. No: (814) 870-7706

Customer No: 27101


(signature of authorized person)

Pamela M. Baughman
(type or print name of authorized person)

President/CEO
Title of authorized person


SIGNATURE OF PRACTITIONER

Edward W. Goebel, Jr.
(type or print name of practitioner)

100 State Street - Suite 700
P. O. Address

Erie, PA 16507-1459